HON'BLE DR. JUSTICE G. YETHIRAJULU

W.P.Nos. 21509 of 2001 & 21834 of 2005

DATE: 13-12-2007

Between:

1. **Smt. K. Manga Tayaru W/o K.S.V.S. Acharyulu, Age 62 years, House wife, R/o. road No.18 Sree Sita Rama Swamy Temple Quarters, Jubilee Hills, Hyderabad and another.**

……. Petitioner

and

1. **The Executive Officer, Group Temples, Sree Venkateswara Swamy Devasthanam, Razole, East Godavari District and another.**

…….. Respondents

HON'BLE DR. JUSTICE G. YETHIRAJULU

W.P.Nos. 21509 of 2001 & 21834 of 2005

COMMON ORDER:

Both the writ petitions have been filed seeking to declare that the action of the first respondent in interfering with the peaceful possession of the petitioners with reference to an extent of 10 guntas of land located opposite to Shri Venkateswara Swamy Temple, Rajole, is illegal and arbitrary by claiming that the petitioners are the absolute owners of the property.

It is an undisputed fact that the respondents have not issued any notice either claiming title over the property or asking the petitioners to vacate the premises. There was only a paper notification warning the public not to purchase the property in possession of the petitioners by claiming that it is temple property, which cannot be treated as a notice to the petitioners. There is no cause of action for the petitioners to approach this Court seeking any relief more particularly by way of Mandamus. I do not find any grounds to grant any relief in these writ petitions.

Accordingly, both the writ petitions are dismissed.

No order as to costs.

DR. G. YETHIRAJULU, J

Date:13-12-2007

YCR